REMARKS

Applicant has carefully reviewed and considered the Office Action mailed on May 13, 2005, and the references cited therewith.

Claim 25 is amended, no claims are herein canceled, and no claims are herein added; as a result, Claims 1-20, 24, and 25 are now pending in this application.

Section 112 Rejection of the Claims

Claim 25 was rejected under 35 USC §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The Examiner states that it appears "the tailgate assembly is" should be "the tailgate support is." The Applicant agrees and has herein amended Claim 25 accordingly.

Allowable Subject Matter

Claim <u>25</u> was indicated to be allowable if rewritten to overcome the rejection(s) under 35 USC § 112 set forth in the Office Action. The Applicant has herein amended Claim 25 accordingly.

Claims 1-20 and 24 are allowed.

AMENDMENT AND RESPONSE UNDER 37 CFR § 1.116

Serial Number: 10/734,716
Filing Date: December 12, 2003
Title: Tailgate Assemblies

Conclusion

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney Stanley K. Hill at (989-297-1298) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 50-3019.

Respectfully submitted,

RODNEY EUGENE LIBBY

By his Representatives,

Customer Number 36732 Telephone Number (989) 297-1298

Date May 24, 2005

Stanley K Hill

Reg. No. 37548

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this day of May, 2005.

Name

Signature